

PATENT  
Customer No. 22,852  
Attorney Docket No. 01413.0009-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of:

JUN 29 2005

Jeffrey D. SAFFER et al.

) Group Art Unit: 2623

Serial No.: 09/410,367

) Examiner: M. DASTOURI

Filed: September 30, 1999

)

For: DATA PROCESSING, ANALYSIS,  
AND VISUALIZATION SYSTEM  
FOR USE WITH DISPARATE DATA  
TYPES

) Confirmation No. 6759

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

TERMINAL DISCLAIMER

Assignee, Battelle Memorial Institute, duly organized under the laws of Ohio and having its principal place of business at P.O. Box 999, Richland, Washington 99352, represents that it is the assignee of the entire right, title and interest in and to the above-identified application, application No. 09/410,367, filed September 30, 1999, in the names of Jeffrey D. SAFFER et al., as indicated by assignment duly recorded in the United States Patent and Trademark Office at Reel 010454, Frames 0338-0344 on December 22, 1999. Assignee, Battelle Memorial Institute, further represents that it is the assignee of the entire right, title and interest in and to U.S. Patent No. 6,898,530, as indicated by assignment duly recorded in the United States Patent and Trademark Office at Reel 010456, Frames 0137-0139 on December 20, 1999.

To obviate a double patenting rejection, assignee hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior patent No. 6,898,530. Assignee hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with

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Attorney Docket No. 01413.0009-00000

any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, Assignee does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that the prior patent later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or in part, is terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

In accordance with the fee schedule set forth in 37 C.F.R. § 1.20(d), please charge the required fee of \$130.00 and any additional fees due in connection with the filing of this Terminal Disclaimer to Deposit Account No. 06-0916.

The undersigned is an attorney of record.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: June 29, 2005

By:

  
Konstantin M. Linnik  
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